

Applicant: Sanchez, Eliezer  
Serial No.: 10/625,862  
September 14, 2006

### **REMARKS**

In response to the Office Action dated April 14, 2006, reconsideration of this application is requested. Claim 1 has been amended without prejudice and Claims 1-14 remain pending. No new matter has been added.

Applicant respectfully traverses the Examiner's rejection of claims 1-10 under 35 USC Section 102, as being anticipated by Beason et al. ("Beason"). Notwithstanding the amendments to the claims, Applicant submits that the original claims do not read on Beason and that Applicant's invention as claimed is structurally and fundamentally distinct therefrom. It is axiomatic in any proper Section 102 rejection that every element of the invention as claimed be contained in the cited reference. Applicant submits that Beason fails to disclose every element of claims 1-10 and is structurally distinct from Applicant's claimed invention. Beason discloses a combined global positioning system (GPS) receiver and radio that communicates over a wireless radio network with at least one other unit transmitting radio signals. Applicant discloses and claims a target locating device having a global positioning system and plurality of tracking devices having a means for determining and communicating directions of a route for reaching the determined location of the target. As noted in the Office Action, Beason only discloses a means for determining and displaying the location of another unit. Beason does not, however, disclose a means for determining and communicating directions of a route for reaching the location of a target. Beason also fails to disclose a means for concealing a target device, RF/IF converter, frequency synthesizer and reference

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oscillator as disclosed and claimed by Applicant. Notwithstanding, Claim 1 has been amended for clarity and to place this application in condition for allowance.

Applicant respectfully traverses the Examiner's rejection of claims 11-14 under 35 USC Section 103(a), as being anticipated by Beason in view of Lennen. Applicant incorporates the above arguments under Section 102 with respect to this Section 103 rejection. Notwithstanding the amendments to the claims, Applicant submits that claims 11-14 do not read on Beason in view of Lennen and that Applicant's invention as claimed is structurally and fundamentally distinct therefrom, individually and in combination. Lennen merely discloses an apparatus and method for processing multiple frequencies in satellite navigation systems and not a target locating device having a global positioning system and plurality of tracking devices having a means for determining and communicating directions of a route for reaching the determined location of the target. In addition, Beason and Lennen fail to suggest or motivate the proffered combination. In fact, Beason and Lennon are structurally incompatible such that it would be impossible to combine them to arrive at Applicant's claimed invention, even if the combination were suggested. It is axiomatic in any proper Section 103 rejection that every element of the invention as claimed be contained or suggested in the cited references combined, that there be a motivation for the combination and that it be possible to combine their respective teachings. Applicant submits that the cited art is structurally distinct from Applicant's claimed invention, fail to suggest or motivate Applicant's claimed invention or the proffered combination and fail to render claims 11-14 obvious. Moreover, claim 1

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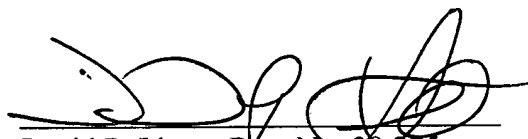
as amended is in condition for allowance rendering the rejections of claims 11-14 moot. Accordingly, reconsideration and allowance are respectfully requested.

For the reasons indicated above, Applicant asserts that claims 1-14 patentably distinguish Applicant's invention over the prior art of record, and are in condition for allowance. Applicant respectfully requests that the above rejections be reconsidered and withdrawn since the overall invention, as recited in Applicant's claims is neither taught nor suggested by the prior art.

Please charge any fees owing and not covered by the enclosed payment to the undersigned's deposit account No. 501708.

Should the Examiner have any concerns or comments, the undersigned would appreciate a telephone conference in order to expedite this case

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'DLHOTA', is written over a horizontal line.

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